

REMARKS

The Office Action dated August 24, 2006, has been received and carefully noted. In response to the Office Action, the above amendments to the claims and following remarks are submitted as a full and complete response thereto.

Claims 1-21 have been amended to particularly point out and distinctly claim the subject matter which is the invention. No new matter has been added, and no new issues are raised which require further consideration and/or search. Claims 1-16 and 20 have been allowed. Claims 17-19 and 21-22 are pending in the present application and respectfully are submitted for consideration.

Claims 17-19 and 21 were rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,442,342 to Kung. The rejection is traversed as being based on a reference that neither teaches nor suggests the novel combination of features clearly recited in independent claims 17 and 21.

Claim 17, upon which claims 18 and 19 are dependent, recites an authentication method for a terminal. The method includes receiving a set of challenges from a telecommunications network. The method also includes choosing one challenge from the set of challenges. The method also includes determining a response and a key based on the chosen challenge. The method also includes determining an authenticator based on the key corresponding to the chosen challenge. The method also includes transmitting the authenticator and the data unit to the telecommunications network. The data unit

relates to the manner in which the authenticator is formed. The method also includes notifying the telecommunications network of the chosen challenge.

Claim 21 recites terminal for a telecommunications network. The terminal is configured to receive a set of challenges from a telecommunications network. The terminal is also configured to choose one challenge from a set of challenges. The terminal also is configured to determine a response and a key based on the chosen challenge. The terminal also is configured to determine an authenticator based on the key corresponding to the chosen challenge. The terminal also is configured to transmit the authenticator and the data unit to the telecommunications network. The data unit relating to the manner in which the authenticator is formed and notifies the telecommunications network of the chosen challenge.

As outlined below, Applicant submits that the cited reference of Kung does not teach or suggest the elements of claims 17-19 and 21.

Kung teaches a computer system that includes first and second terminals connected by a communication link. When a user approaches the first terminal and presents a coded card to a card reader, the computer verifies the authenticity of the card. If the card is authentic, the computer requests a password from the user and compares the password with a password stored on the coded card. If the password is authentic, the computer at the first terminal initiates communications with the computer at the second terminal and establishes a trusted path between the terminals after authentication protocols between the terminals is complete. The computer at the second terminal

presents a set of challenges which the user responds to at the first terminal. The computer at the second terminal compares the pattern of response provided by the user with a stored pattern of responses. The correct pattern of response includes some agreed upon wrong answers.

According to Kung, authentication involves three distinct phases. In the first phase, user passwords are generated by the computer system and encrypted on a coded card together with a message authentication code to prevent alterations prior to any access attempts. In the second phase, the user is required to correctly respond to a set of randomly selected authentication challenges. In the third phase, at random times during the session, the user is required again to respond to selected authentication challenges. See at least Col. 3, line 13-Col. 4, line 45.

Applicant submits that Kung simply does not teach or suggest each of the elements recited in the presently pending claims. Claim 17 recites, in part, receiving a set of challenges from a telecommunications network, choosing one challenge from the set of challenges and determining a response and a key based on the chosen challenge and determining an authenticator based on the key corresponding to the chosen challenge. Similarly, claim 21, in part, recites a terminal that is configured to receive a set of challenges from a telecommunications network, to choose one challenge from a set of challenges and to determine a response and a key based on the chosen challenge.

In Kung, a user (as in a person) logs onto a computer the person identifies himself with a coded card read by a card reader and the input of a password. The user of Kung is then presented with a set of challenges which originate from a remote computer but are displayed at the computer on which the user is logged. The user of Kung inputs a set of responses to the challenges, where the required response may be the correct response or an incorrect response for a given challenge. Thereafter, according to Kung, the set of responses is checked by the remote computer to determine if they are correct. In other words the responses inputted by the user are sent to the remote computer. Kung discloses that the required answers to the challenges may be different at different times.

Applicant submits that the teaching of Kung is completed different from the invention recited in claim 17 and claim 21. Each of claims 17 and 21 recites a terminal receiving a set of challenges from a telecommunications network, choosing one challenge from the set of challenges and determining a response and a key based on the chosen challenge and determining an authenticator based on the key corresponding to the chosen challenge. Kung does not teach or suggest selecting one of the challenges of the set of challenges. Hence, unlike the recitation of the presently pending claims, there is no selection of one out of the challenges in Kung. In Kung, regardless on whether the right answer to the challenge is a “correct” or “incorrect” response, each one of the set of challenges requires a response. The fact that in Kung there are different sets of challenges and different right answers to the challenges is irrelevant.

As noted above, claims 17 and 21 also recite that a response and key is determined based on the chosen challenge and an authenticator is determined based on the key corresponding to the chosen challenge. In Kung, the response to a challenge is generated and then sent to the remote computer. There is no teaching or suggestion in Kung of determining, in the terminal, a key which is then used to determine an authenticator, again in the terminal. In fact, there is no teaching or suggestion in Kung of a key and an authenticator generated therefrom, only of a response.

Furthermore, in the present invention as recited in the pending claims, the terminal is then required to transmit the authenticator and a data unit to a telecommunication network, the data unit relating to the manner in which the authenticator is formed and to notify the network of the chosen challenge. In Kung there is no disclosure of the transmission of anything other than the response by the computer into which the user is logged. There is no disclosure in Kung of the transmission of a data unit which relates to the manner in which the authenticator is formed and notification of the telecommunication network of the chosen challenge as recited in the presently pending claims. Based on the distinctions present above, Applicant respectfully asserts that the rejection under 35 U.S.C. §102(b) should be withdrawn because Kung fails to teach or suggest each feature of claims 17 and 21 and hence, dependent claims 18 and 19 thereon.

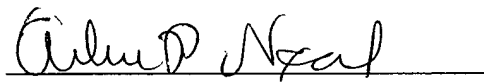
As noted above, Applicant submits that each of claims 17-19 and 21-22 recite subject matter that is neither disclosed nor suggested by the cited references, either alone

or in combination. Applicants respectfully request that all of claims 17-19 and 21-22 be allowed, and this application passed to issue.

If for any reason the Examiner determines that the application is not now in condition for allowance, it is respectfully requested that the Examiner contact, by telephone, the applicant's undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this application.

In the event this paper is not being timely filed, the applicant respectfully petitions for an appropriate extension of time. Any fees for such an extension together with any additional fees may be charged to Counsel's Deposit Account 50-2222.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Arlene P. Neal", is written over a horizontal line.

Arlene P. Neal
Registration No. 43,828

Customer No. 32294
SQUIRE, SANDERS & DEMPSEY LLP
14TH Floor
8000 Towers Crescent Drive
Tysons Corner, Virginia 22182-2700
Telephone: 703-720-7800
Fax: 703-720-7802

APN:kmp